

CRIS 'TAKE' AT GAS RATE CUTS

ays Consumers Will Find Bills Even Higher Due to Changed Standard.

SSAILLS PRENDERGAST

O'Brien Ordered to Drag Chairman Into the Open and Expose Humbug.

COUNSEL WANTS HEARING

Recites His Long Efforts to Thwart Companies and Their 'Star Chamber.'

Mayor Hylan and his secretary, John F. Sinnott, had another busy day yesterday with the long distance telephone wire between Saratoga and the City Hall. The Mayor instructed his associates "to show up the humbug of the alleged reduction in the price of gas announced by Prendergast."

The Mayor spoke of this as a "fake reduction," framed up in "secret star chamber proceedings" between the gas company representatives and William A. Prendergast, chairman of the Public Service Commission. He directed John P. O'Brien, Corporation Counsel, to demand public hearings and "drag Prendergast out into the open."

Mr. Prendergast's only comment was: "I have seen Mayor Hylan's extremely courteous and dignified statement. In view of what I said to the press last night it requires no answer."

"Really an Increase."

Mr. O'Brien later made public his reply to the Mayor, in which he promised to try to do all his chief required. The Mayor's telephoned Saratoga statement follows:

"Show up the humbug of the alleged reduction in the price of gas announced by Prendergast in this morning's newspapers. The alleged reduction is no reduction at all, but an increase, as the public will find out when the bills for gas come in on the basis of heat units instead of candle power."

"Prendergast knows that this alleged reduction is only a fake and tries to forestall his own exposure by saying that any one demanding a return of the 40 cent rate is only trying to deceive the public."

"This fake reduction was made at the request of the gas companies themselves and was done to forestall and delay hearings on the twenty odd petitions for a restoration of the 40 cent rate, which Corporation Counsel O'Brien filed at my request last January with the commission."

"The gas company representatives have been holding secret sessions with Prendergast during the past several months. Corporation Counsel O'Brien at my direction refused to take any part in them, because we saw the cards were stacked against the public. The fake reduction announced this morning follows from these secret star chamber proceedings."

"Tell O'Brien to demand public hearings on the applications for reductions in the gas rates charged by the different companies, which he filed with the commission. Tell him to drag Prendergast out in the open on these applications so that the public will be able to see what a humbug and farce the alleged reductions are."

"City's Fight So Far Futile."

In his acknowledgment of the Mayor's orders Mr. O'Brien echoed the sentiments. At great length he narrated his futile efforts to force public hearings on the Mayor's demands for a return to the statutory rate and his own refusal to sit at Mr. Prendergast's suggestion, "in private conference with the representatives of the gas companies and of the Public Service Commission, of which confidential minutes were not to be taken."

Mr. O'Brien recited that "neither the books nor the plants of the companies have been opened to the city's representatives," that the permission granted to the companies to change to a British thermal unit is against our vigorous and formal protest; that its adoption as the standard "will cause the so-called reduction in the fact an increase in the price of gas to the consumers"; that it means "a reduction in quantity without proportionate reduction in price," and that "it is particularly gross injustice to the poor people of the city who use gas for illuminating purposes."

Will Compel Public Hearings.

Demanding the removal of the Public Service Commission—Murray Hurlbert, as Acting Mayor, already has demanded the suppression of the Transit Commission—the Corporation Counsel said: "I shall immediately follow your directions. I shall continue the fight which under your leadership I have been making for the past four years to protect the consumers of the city from the rapacity of the gas companies. I shall adopt such legal measures as are available to compel Prendergast and the rest of Gov. Miller's Public Service Commission to hold public hearings and allow testimony to be taken upon the facts necessary to do justice to the people and to fix a rate for gas in keeping with the marked reduction in the cost of materials used in making gas."

"I cannot refrain in conclusion from expressing my opinion that if we are to strike at the roots of these injustices perpetrated by public utility companies we should have removed from public service the commission that has been supreme and derelict in its duty to the public."

OFFICIALS OF CITY AND COUNTY VISITING FALLS

Employees' Association Chartered to Make Trip.

City and county officials able to get away from New York will forget their troubles over Labor Day in a trip to Niagara Falls, it was announced yesterday by James E. Kavanaugh of the Brooklyn Hall of Records.

The City and County Employees Association of Greater New York chartered a special train from the Lehigh Valley Railroad, which left the city last evening. The party will spend Saturday and Sunday visiting the Falls.

CHAUFFEURS SENT TO JAIL, \$3,000 FINES COLLECTED

Traffic Court Magistrate Exacts \$100 From Three Third Offenders, Denounces Mail Truck Drivers Who Ignore Laws of Municipality.

Magistrate Frederick B. House sitting in the Traffic Court yesterday, sentenced eleven chauffeurs to jail in default of fines, collected \$3,000 for law violations and fined three third offenders \$100 each.

Two of the latter paid the penalty, but the third was led back to the prisoners' pen.

"Too many drivers of mail trucks think they are the lords of creation and it's about time the Post Office Department did something about it," commented the Magistrate imposing a fine of \$30 on Irving Rosen of 492 Jefferson avenue, Brooklyn, a mail truck chauffeur.

The operation of mail trucks in this city has improved 100 per cent. in the last ninety days," said a representative of the Post Office.

"Your rapid fire mathematics are very poor," if anything, the condition is worse," said the Magistrate.

Max Tauber of 134 East Third street, Manhattan, attempted to escape with his contents in an automobile after knocking down a man and woman early yesterday at South Fourth and Have-

meyer streets, Brooklyn, according to the police. After a chase of more than a mile he deserted the machine, but was arrested later at his home, they said. Tauber said he drove away because he was frightened.

David Schumelman, 13 years old, of 285 Second avenue, while attempting to avoid a collision with a taxicab, turned his bicycle directly in front of a motor truck driven by Daniel Kennedy of Springfield, Mass. He was struck. While speeding the boy to the Harlem hospital, where he is suffering from contusions of the right leg and internal injuries.

Joseph Mullen, 13 years old, of 141 Valley road, West Orange, while playing before his home yesterday was knocked down by a jitney bus driven by Frank Bedd of 38 Wiloughby street, Newark. While speeding the boy to the Harlem Memorial Hospital in a police ambulance it collided with a motor truck. The lad was transferred to another ambulance and died while being placed on an operating table.

Prohibition agents thought yesterday that they had learned why there was so much suffering Friday night in certain of Broadway's most popular clubs and cabaret establishments. It seems that Detectives Unzerzagt, Hoinwahn and Luca had called, about midnight, on Zittiro Carmine at Mr. Carmine's flat, Broadway and Fifty-third street.

They said they found ninety-six quarts of drinking gin, forty-one pints of whiskey, twenty-six quarts of Bacardi rum, two half gallon jugs of port wine, twenty-eight quarts of vermouth, nineteen gallons of beer and an assortment of cordials and the like—worth all told about \$1,500, bootleg prices.

The detectives were so impressed that they called in six other detectives and found a revolver wrapped in a silk stocking in Mr. Carmine's dressing table. Detectives Unzerzagt, Hoinwahn and Luca demanded of Mr. Carmine why he should so brazenly flout the laws of their country, and inasmuch as he was too overcome by emotion to give coherent reply they had to take him to the West Forty-seventh street station along with the liquor.

The detectives said the raid on Carmine's premises explained only so little. Liquor has been found in the clubs and cabarets. It was ordered, they asserted, by the immediate patrons and sent to the tables direct by waiters. The search for Mullin, which was begun Sunday night after an old suit of clothes of his was found in a locker which he had rented at Manhattan Beach, giving the impression that he had drowned when in bathing, was continued yesterday without results.

Despite Dooley's father, Richard, a retired business man, having made good for his son's defalcations, the Federal prosecutor will bring the former bank official to trial if he can be found. The defalcations have been going on for two years, according to Mr. Blue.

The indictment against Dooley charged that on November 19, 1921, he issued a draft on the First National Bank of Manhattan for \$5,000 and honored it at his own bank. To cover up this amount he charged \$5,000 against the account of John Sullivan, a depositor.

As Dooley was treasurer of the village and the village corporation's funds were deposited in his bank, he manipulated the account in his favor. He covered the \$5,000 he advanced on the three checks made out by Stiles, the indictment charges. The indictment states that Dooley charged this \$5,000 against the account of the village.

KEATING LEADERSHIP GETS COURT SETBACK

Wise's Petition Is Restored; Shield's Thrown Out.

The fight against the Democratic leadership of Andrew B. Keating in the Thirtieth Assembly District lost a point and gained one yesterday.

The Board of Elections threw out the designating petition of Michael B. Shields, insurgent designee for the county committee. About the same time Supreme Court Justice Marsh restored the petition of August M. Wise, head of the opposition, for member of the State Committee to succeed Mr. Keating. This petition had been rejected by the Board of Elections.

The board dismissed the objections to the petition of Representative John Kissel, Republican, who is running for the Democratic nomination in the Third Congress district. The regular Democratic designee is George Lindsay. Another candidate for the nomination is Christian McWilliams.

U. S. ASKS \$1,151,450 UNDER WAR CONTRACT

Claim Makers With Receivers For Makers of Explosives.

Assistant United States Attorney John H. Chalk, Jr., yesterday filed with the receivers of the Butterworth-Judson Corporation, manufacturers of explosives, a claim for \$1,151,450, which, it is alleged, is the balance due on a contract entered into between the Government and the corporation.

The receivers are Thomas G. Haight, Henry G. Atha and James O. Grady. The Government's claim alleges that on May 9, 1918, the Government entered into a contract for making citric acid for the War Department and advanced \$1,500,000.

Mr. Crawford said the Government terminated the contract on December 28, 1918, and thereupon requested an accounting for the advance. He alleges that the corporation accounted for only \$348,550.

SALOON KEEPER SHOT IN POLITICAL QUARREL

Tries to Post Nittaly Campaign Bill in Williamsburg.

Michael Weber, 34, of 302 Troutman street, Brooklyn, is in the Williamsburg Hospital with a bullet wound in the left arm as a result of a fight with Tony Sangabran over local politics. It was said last night that his condition was critical.

Weber is known as "Mexican Mike" and owns a saloon at North Seventh street and Driggs avenue, Brooklyn. He is supporting Merrick Nittaly in the primaries for State Comptroller in the Fourteenth Assembly district. Sangabran owns a saloon at 127 North Eighth street and is supporting George Owens for the nomination.

Yesterday Weber attempted to post a Nittaly campaign bill on Sangabran's building. The latter objected. Sangabran has not been found since the shooting.

SAY CABARETS SENT TO FLAT FOR DRINKS

Broadway Raiders Find Big Liquor Supply and the Thirsty Go Dry.

SURRENDER IN FRAUD

Albert Block Held After \$500,000 Whisky Is Taken From Storage Illegally.

TWO TRUCKMEN SEIZED

Agents Get 250 Cases of Beer Being Unloaded at West Side Warehouse.

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Automobiles Killed 221 in State During August

AUTOMOBILES and motor trucks killed 221 persons in New York State during the month of August, according to figures made public yesterday by the National Highways Protective Society. Of this number eighteen were killed at railroad crossings.

In New York city alone trucks and automobiles killed sixty-seven during the month, trolley cars killed five, wagons seven.

TWICE TRIES TO DIE BESIDE GIRL'S BODY

Sweetheart of Whiz Bang Soubrette Begs Policeman for His Pistol.

Dominick Rango of 214 Grand street, known as the Whiz Bang, of the lower East Side, waited in a little blue automobile at noon yesterday outside the National Winter Garden at Houston street and Second avenue, to take for a ride after rehearsal his sweetheart, Lillian Gay, a pretty and shapely nineteen-year-old soubrette.

Jack Shargel, comedian of the Whiz Bang Girls company, of which Lillian and her sister, Mildred, are members, ran out of the theater and asked Patrolman Patrick Farley to call an ambulance because a girl had committed suicide on the stage of the burlesque garden on the sixth floor. Rango heard the conversation and rushed up the six flights.

A few minutes before Miss Gay had gone to the fire escape and, looking down, saw her sweetheart waiting in her motor car. Her sister, Mildred, had informed members of the company that Lillian had been promised a diamond ring by Rango for a birthday present on Wednesday, but that she had not heard from him until yesterday morning, when Rango sent word for her to be ready for a ride after rehearsal.

When Rango arrived at the stage he found Lillian in the arms of Margie Pennetti, leading woman. She had returned from the fire escape, taken poison and thrown the bottle out the window. Her moans attracted Miss Pennetti and others.

"That's what people get for talking," Rango, thinking to his knees before his sweetheart. "If she dies I'll kill myself. It is all a mistake. Darling, why did you do it?"

A surgeon from Gouverneur Hospital said that for twenty minutes he tried to save her. Wild eyed, Rango tried to seize a pistol from the patrolman.

"There is nothing for me to live for," Rango moaned. "I don't want to live now that Lillian is gone. Please, officer, give me your gun so that I may blow my brains out."

Rango darted to the fire escape and was on the verge of jumping when he was dragged back by Patrolman Farley and Morton Minsky, manager of the theater. He ran down the six flights of stairs, jumped into the automobile and sped up Houston street, but returned in an hour.

"She was always a good girl and never did wrong," said Mildred. "I can't imagine what made her do such a terrible thing. Dominick has been calling on my sister since last autumn and he has often brought us home in his automobile after the show."

Lillian was the daughter of Mr. and Mrs. Christian Gay of 104 Emmett street, Newark. Mr. Gay said the girl had left home yesterday morning in the best of spirits and her mother had gone to New York to bring her home after the performance last night. He said Rango often had been to his home and had appeared to be in love with Lillian.

Because of the suicide the matinee performance was canceled, but performance was resumed last night.

"I don't think I ought to pay it," said Dailey. "My wife, the beloved Mrs. Nora Linus, left me on August 1 and took the dog much more than I do her."

"Well, do you think your wife will come back?"

"I don't know," said Linus. "She has left several times before and always has come back. But I think she's gone for good this time. If I get the dog back I'll be glad to pay you the \$2."

TELLS HOW HEARST QUIT RACE FOUR YEARS AGO

Connors Says It Was He Who Arranged Withdrawal.

William J. Connors, manager of the campaign of William Randolph Hearst for the Democratic nomination for Governor, on his return to the McAlpin Hotel headquarters yesterday revealed for the first time that it was he who had arranged the withdrawal of Mr. Hearst from the fight for the nomination four years ago in Saratoga.

Mr. Connors cannot understand why ex-Gov. Smith gets into the race at this time. The former Governor told him in April, he declares, that under no circumstances would he stand for reelection to that office.

LARCHMONT MAN HELD FOR SERVANT'S DEATH

Anthony Seaga, a grocer of Larchmont, was arrested last yesterday and locked up in the Westchester county jail at White Plains, charged with being responsible for the death of Miss Mercedes Ramirez, 19, who was found unconscious late Wednesday evening at Larchmont and Beach avenues, Larchmont, where she apparently had been thrown from an automobile. She died early yesterday in the New Rochelle Hospital.

According to the police, the girl regained consciousness at the hospital and gave attendants the name of the man she said was responsible for her condition.

5,000 VIEW SLAYER BODDY.

Between 5,000 and 6,000 persons, mostly negroes, stood in line last night, and filed their way slowly through H. Adolph Powell's funeral establishment at 107 West 126th street to view the body of Luther Boddy, the negro electrocuted in Sing Sing prison Thursday night for the murder of Detectives Buckley and Miller, in Harlem, on January 5, last. Boddy's mother and two sisters were there. Six policemen were on hand to handle the crowd.

SUIT TO STOP BUSES APPROVED BY COURT

Action Will Be Filed by Queens Railway Against Astoria Line.

MORE SUBWAY SERVICE

I. R. T. to Restore Full Schedules After Inquiry Ends Next Tuesday.

Justice Gannon in the Brooklyn Supreme Court yesterday granted an application of Slaughter W. Huff and Robert C. Lee as receivers for certain lines of the New York and Queens County Railway Company for permission to sue the Manhattan Transit Company, of which Joseph H. Horsey is president, to restrain it from operating its Brownsville-Astoria bus line.

Counsel for the defendant corporation entered no objection. This action is preliminary to application by the receivers for a preliminary injunction to eliminate the bus competition.

Mr. Huff, acting Mayor, acknowledged yesterday the letter of George McAneny, Chairman of the Transit Commission, addressed to him on August 29, wrote:

"As one who rides in the subway every day, I am personally cognizant of the condition of intolerable congestion and indecency, and due to the season period, travel is below normal. To-day marks the beginning of another month and after Labor Day there will be a very substantial increase in the number of passengers to be carried, and I hope you will direct the restoration of the full schedule to meet that situation."

Commenting upon Mr. Huff's letter, Le Roy T. Harkness, Transit Commissioner, said:

"The commission is conducting an investigation which will be concluded next Tuesday. Shortly after that time the Interborough will be ordered to restore full service. I will repeat that the commission has said before that the only reason for the reduction of service on the Interborough was the purchase by that road of a large amount of English coal, which it has already in its bunkers."

Frank Hedley, president of the Interborough, announced yesterday that, with the approval of Judge Julius M. Mayer of the Federal Court, the motion for an I. R. T. receivership had been adjourned again, to September 12, with the expectation that by that date sufficient deposits of securities would have been made to insure the final adoption of the pending plan of readjustment.

It was announced from the City Hall that so great had been the demand for the first printed copies of the Mayor's transit commission report, especially from civic, taxpayers and political organizations, that fully 1,000 copies were sent out in response."

(Signed) John W. Wamaker

September 2, 1922.

Apartment Hunting Made Easy

UNTING for New Apartments without a definite plan or guide is a long, tiresome, almost hopeless task. It means tedious hours of futile search, the acquisition of an irritable disposition and usually a final determination on an apartment—not because it is what you want, but because it is the "only thing you could find."

There are, of course, plenty of apartments in New York that are just what you want—apartments of the right size, in the right location and at the right price. If you can find out where they are before beginning your search, what a saving of time and energy it will afford!

You can find a number of apartments that answer your desires by consulting The New York Herald's

Apartment House Directory

It simplifies your problems by grouping conveniently the various apartments according to their locations, the number of rooms and, in most instances, the rentals required. It is published every Sunday during the Apartment Season in the Real Estate Section of The New York Herald.

Use The Herald's Directory as your guide and you will find the apartment you want, quickly and with no loss of energy or temper.

THE NEW YORK HERALD

280 Broadway Telephone Worth 10,000

OYSTERS ARE VERY FAT AND SAUCY THIS YEAR

Season Opens; It's Good Form to Eat Them Now.

The oyster season opened yesterday. In oyster bars and restaurants all over the city one could order oysters without in any way violating the tenets of good form.

Moreover, the oysters are reported to be unusually fat and of excellent quality. The early crop is made up chiefly of bivalves grown in the Peconic Bay, Great South Bay and along the Rhode Island coast. Oysters will be taken this year from several beds which, once almost extinct, have been repopulated from seedlings.

LEAH SILVER INDICTED. Mother Accused of Abandoning Baby Pleads Not Guilty.

Leah Silver, accused of abandoning her sixteen months old daughter, Ruth, on the edge of a swamp at Stillwell avenue and Coney Island Creek, was indicted by the Kings County Grand Jury yesterday. When arraigned in the County Court before Judge J. Grattan MacMahon she pleaded not guilty, and was held in \$2,000 bail.

Store Closed All Day Today and Monday.

It Is Not Our Intention Ever to Deprive the People

of the opportunity to use this Store on a business day. We thought over very carefully the matter of closing today, before we came to a decision to close, whether other stores closed or not. Many of our people who have been away on their vacation holidays would have had to come home on Thursday or Friday in order to be at work on Saturday if the Store was open.

By giving them the First Saturday in September they were enabled to stay away over Sunday and also over Monday, on which day, in deference to the people who always keep Labor Day, it is our custom to be closed.

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